

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

RLI INSURANCE COMPANY

Plaintiff,

-v-

FIFTH THIRD BANCORP,

Defendant.

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FIFTH THIRD BANCORP, an Ohio  
corporation, and FIFTH THIRD BANK,  
an Ohio banking corporation,

Plaintiffs,

-v.-

CERTAIN UNDERWRITERS AT  
LLOYD'S SUBSCRIBING TO POLICY  
NUMBERS B0509QA048710 and  
B0509QA051310, AXIS INSURANCE  
COMPANY, FEDERAL INSURANCE  
COMPANY, CONTINENTAL  
INSURANCE COMPANY, FIDELITY  
AND DEPOSIT INSURANCE COMPANY  
and ST. PAUL MERCURY INSURANCE  
COMPANY,

Defendants.

Case No. 1:14-cv-00802-SSB-SKB

Judge Timothy S. Black  
Magistrate Judge Stephanie K. Bowman

Case No. 1:14-cv-869-SSB-SKB

Judge Timothy S. Black  
Magistrate Judge Stephanie K. Bowman

**JOINT MOTION TO RESET CALENDAR ORDER**

Now come all parties, through counsel, and respectfully move this Honorable Court to amend the Calendar Order in the above actions. Under the current Calendar Order, the deadline to complete discovery is March 1, 2017 and the deadline for dispositive motions is March 15,

2017. The parties have been working diligently throughout the discovery process. Thousands of documents have been produced, more than a dozen depositions have been taken and several expert reports have been exchanged to date.

It has become apparent, however, that additional time is necessary to complete the discovery process. The parties believe that a Revised Calendar Order will allow the parties to conduct the necessary discovery in a way that will be efficient to the Court as well as all parties involved.

For the foregoing reasons, the parties jointly and respectfully request that a new Calendar Order be issued which sets forth the following dates:

Last day to serve written discovery demands:	April 14, 2017
Last day for parties to file discovery motions:	May 15, 2017
Discovery Deadline:	May 15, 2017
Dispositive Motions:	June 3, 2017

The stay pertaining to Fifth Third's bad faith allegation shall remain in effect until no earlier than June 3, 2017.

Additionally, the parties have been in contact with the office of Judge Black regarding a proposed trial date and jointly request that the Court re-set the trial(s) to commence October 23, 2016.

A proposed order is attached.

February 9, 2017

Respectfully submitted,

*/s/ Mark J. Byrne*

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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

RLI INSURANCE COMPANY,

Plaintiff,

v.

FIFTH THIRD BANCORP,

Defendant.

Civil Action No. 1:14cv802

Judge Timothy S. Black

Magistrate Judge Stephanie K. Bowman

FIFTH THIRD BANCORP, an Ohio corporation,  
and FIFTH THIRD BANK, an Ohio banking  
corporation,

Plaintiffs,

v.

CERTAIN UNDERWRITERS AT LLOYD'S  
SUBSCRIBING TO POLICY NUMBERS  
B0509QA048710, B0509QA051310, and  
81906760, et al.,

Defendants.

Civil Action No. 1:14-cv-869

Judge Timothy S. Black

Magistrate Judge Stephanie K. Bowman

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**ORDER**

Upon joint motion of the parties to reset certain deadlines contained in the Calendar Order in the above actions, it is hereby ORDERED that the below deadlines are amended as follows:

Last day to serve written discovery demands: April 14, 2017

Last day for parties to file discovery motions: May 15, 2017

Discovery Deadline: May 15, 2017

Dispositive Motions: June 3, 2017

Trial(s):

October 23, 2017

The stay pertaining to Fifth Third's bad faith allegation shall remain in effect until no earlier than June 3, 2017.

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Date

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Stephanie Bowman  
UNITED STATES MAGISTRATE JUDGE